

THE KENTUCKY BOARD OF LICENSURE FOR PRIVATE INVESTIGATORS

**Minutes
December 6, 2007**

A regular Board Meeting of the Kentucky Board of Licensure for Private Investigators was held at the Board offices, Division of Occupations and Professions, 911 Leawood Drive, Frankfort, KY on Thursday December 6, 2007.

MEMBERS PRESENT

Rick Hessig, Chairman
Roger McDonald
Jim Ringo
Mike Ober
Gary Tinker
Mary Pederson
William Witten

OCCUPATIONS & PROFESSIONS STAFF

Adriana Lang, Board Administrator
Claude Wagner, Division Director

OTHERS PRESENT

Diane Fleming, Attorney

CALL TO ORDER

The Chairman, Mr. Rick Hessig, called the meeting to order at 1: 10 p.m.

OATH OF THE OFFICE

Ms. Janet Cox administered the Oath of the Office to the new Board Members as follows:
Sheriff William Witten representing the sheriffs, Mr. Gary Tinker representing private investigators, and Ms. Mary Pederson representing the citizens at large. The chairman, Mr. Rick Hessig welcomed the new Board members.

APPROVAL OF MINUTES

The minutes of the November 1, 2007 meeting was called to the attention of the members. A motion was made by Mr. Jim Ringo to approve the minutes as amended, the motion seconded by Mr. Mike Ober, carried.

FINANCIAL STATEMENT

The Board reviewed the Financial Statement indicating a balance of \$82,157.36 from July 1, 2007 to October 31, 2007. A motion was made by Mr. Roger McDonald to accept the Financial Statement. Motion, seconded by Mr. Jim Ringo, carried.

COMPLAINT COMMITTEE

Mr. Roger McDonald made a motion to dismiss the complaint 07-001. The motion, seconded by Mr. Jim Ringo, carried. Ms. Diane Fleming stated that she would draft and mail the correspondences related to the complaint including a letter of admonishment.

LICENSURE STATUS

The Board reviewed the Licensure Report of December 6, 2007.

ATTORNEY REPORT- LEGAL MATTERS

Ms. Diane Fleming provided the Board updates on the ongoing draft of the 201 KAR 41:070, 201 KAR 41:065, 201KAR 41:060.

Ms. Diane Fleming informed the Board that she was not able to mail out the correspondences on behalf of the Board. Ms. Fleming stated that she would work on the correspondences and bring a report by the next Board meeting. Mr. Rick Hessig asked Ms. Fleming to make a priority the pending correspondence to Mr. Rodney Brock regarding the company, Inspectaclaim, LLC. Ms. Fleming stated that she would send the correspondence and bring an update on the next Board meeting.

ATTORNEY REPORT- LEGAL MATTERS CONTINUED

Ms. Diane Fleming informed the Board that she is working with Mr. Rick Hessig on the filing of the injunctions against Whitehall Bureau and Brian Finney.

Ms. Diane Fleming provided the Board an update on the ongoing hearings for the licensees that failed to provide proof of insurance.

DIRECTOR'S REPORT

Mr. Claude Wagner informed the Board that he submitted the budget for 2009 and 2010 to the Finance Cabinet, and provided a detailed explanation on the Board's budget expenditure. Mr. Wagner informed the Board that by the next fiscal year there will be a 13% increase on the administrative fees.

Mr. Claude Wagner provided the Board copies of the proposed Senate Bill 172, Senate Bill 149 and BR 138. Mr. Wagner recommended the Board to review the Bills and make any necessary suggestions to Mr. Gary Tinker.

OLD BUSINESS

The Board reviewed a hearing request from Mr. Rick D. Everroad. The Board approved Ms. Diane Fleming to set forth a hearing for Mr. Everroad.

The Board reviewed e-mails from James Skees regarding the license requirements for Computer Forensic Consulting and KRS 329A.035 (a). The Board requested Ms. Diane Fleming to draft a response to Mr. Skees.

NEW BUSINESS

The Board reviewed e-mails from Kroll Ontrack regarding Cyber Crime& Computer Forensics.

The Board reviewed information regarding Mr. Eric Lakes advertising as private investigator without holding a Kentucky license. Mr. Mike Ober made a motion for Diane Fleming to send Mr. Lakes a Cease and Desist letter. The motion, seconded by Mr. Roger McDonald, carried.

The Board reviewed an e-mail from Timothy Thompson regarding Verifications, Inc. The Board requested their administrator to send e-mail in response to Mr. Thompson stating that the company qualifying agent is not required to be licensed; however, the company must have Kentucky licensed private investigators.

Mr. Gary Tinker presented the Board information regarding the private investigator license requirement. The Board agreed to defer the information until the next Board meeting.

The Board reviewed a correspondence from the Patricia Suyak regarding the Association One 2008 February 20-23 Conference in Indiana. Mr. Roger McDonald made a motion to approve Board members that wish to attend the conference. The motion, seconded by Mr. Jim Ringo, carried.

Mr. Mike Ober discussed with the Board information regarding Courtnet Services. Mr. Ober stated that he would draft a letter regarding that matter and would bring for a review on the next Board meeting.

Mr. Gary Tinker informed the Board that he contacted several associations regarding the Board licensure requirements.

APPLICATION REVIEW COMMITTEE

The Chairman, Mr. Rick Hessig, gave the following report from the Application Review Committee. The Board accepted Mr. Hessig report as follows:

INDIVIDUALS APPROVED WITH PROVISIONS: *Charlotte Bellev, Ronda Bellville-Perez, Marc Christiansen, Gregory Cook, Kenneth Davis, Tommy Gamble, Patrick McCracken and Howard Russell.*

COMPANY APPROVED WITH PROVISIONS: *Advanced Investigative Solutions, Inc., Capinvad, LLC. and Hireright, Inc.* **PI PI**

TRAVEL AND PER DIEM

A motion was made by Mr. Jim Ringo to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. Motion, seconded by Mr. Roger McDonald, carried.

ADJOURNMENT

The Chairman, Mr. Rick Hessig, informed the Board that the next meeting is scheduled for Thursday, January 31, 2008, at 01:00 p.m., the Application Review Committee Meeting at 10:00 p.m. Having no further business to be brought before the Board, a motion was made by Mr. Roger McDonald to adjourn. Motion seconded by Mr. Mike Ober, carried. The meeting adjourned at 4:25 p.m.

APPROVED